

IRA B. HARRIS,

V.

Defendants.

ORDER

For good cause shown, the Court will grant plaintiff's motion. It would have been much preferable, however, had plaintiff sought an extension of time to comply with the Order of May 8,

2007, rather than letting the deadline pass and then seeking to set aside the Order of June 25, 2007.

In the future, plaintiff should follow such a course.

Accordingly,

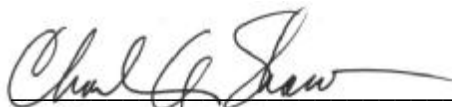
IT IS HEREBY ORDERED that plaintiff's Motion to Set Aside Order of Partial Dismissal is **GRANTED**. [Doc.53]

IT IS FURTHER ORDERED that the Order of Partial Dismissal dated June 25, 2007 is **VACATED**. [Doc. 51]

IT IS FURTHER ORDERED that plaintiff is granted an additional forty-five (45) days from the date of this Order to obtain service of process upon defendants Nolan, Gibbs, Payne and Davis, and shall file proof of service on these defendants by **August 16, 2007**.

IT IS FURTHER ORDERED that failure to comply fully and timely with this order will result in dismissal without prejudice of the claims against defendants Nolan, Gibbs, Payne and Davis pursuant to Fed. R. Civ. P. 4(m).

IT IS FURTHER ORDERED that defendants shall cooperate in the discovery process and respond to plaintiff's interrogatories in a timely manner.


CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE

Dated this 2nd day of July, 2007.